1949-51 **File No.** 1334/36

B CLASS Public Works DEPARTMENT

CLASS & BRANCH (II)

Subject:— Pay.

Tempy. and w/c Establishment made permanent.

Orders re: fixation of (Gen. orders).

8 (II)

File No. 1334/36

Std. Sectt Slip 24-B

G R., G D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET (B)

Subject :—

File No. 1334/36

P W. DEPT.

E BRANCH. (11)

References :—

Date.	To whom sent.	Notes and instructions.

R.H.D.U.O.R. 22/4/49.
52345

R. & R.D.
A.

This Department is sanctioned as a purely tempy. measure and the questions discussed in the P.W.D. u. o.r. overleaf do not arise so far as estabt. in this Deptt. is concerned this may be filed after u.o.r. to thkx the P.W.D.

Id/-
21/4/49 .

Id.
22/4/49.

U.O.R. to P.W.D., dated 22/4/49.

P.W. Deptt.

Xpd.
N.B.(II).

Seen and returned to the R.and R.D.

Id. M.V.K.
27/4/49-

Id. D.W.D.
30/4/49.

Id. S.A.J.
27/4/49.

Asstt. Secy.

U.O.R. to R. and R.D., dated 30/4/49.

R.and R.D./D.

Submitted with ref. to office note (above) dated the 21/4/49.

These papers may be filed.

Id/-
3/5/49.

Id/- 4/5/49.

Id.
4/5/49.

2548/32
8167.

P.W.Deptt.

S.B.(II).

In accordance with the x executive orders issued by the Department in G.R.,P.W.D., No. 1712/27, dated the 9/5/32, a 16% cut is effected in the case of a x tempy. subdtt. before he is brought on to the Permt. establishment. It has been represented by the subdtes. of this Department that this 16% cut is a feature peculiar to P.W.D. only and in no other Department any cut is x effected when a tempy. subdt. is brought on to the pemt. establishment.

2. The Revenue Department is requested to furnish the following informations:

(1) The fix procedure followed by that Department in fixing the pay of a tempy. offg. subdt. under its Administrative Central when brought on to the permt. establishement.

(2) Whether any cut (if so the % cut may please be stated) is effected or whether the pay of subdt. is fixed at the initial stage of the scale when brought on to the permt. estbt.

(3) Whether the benefit of the proviso II(2) (1) to the B.C.S.R. 41 is given to the tempy. subdt. when brought on to the pemt. estabt.

(4) If a subdt., before being brought on to the pemt. estabt., has rendered service partly on the tempy. estabt. and partly in an offg. capacity, how his pay is fixed on being made pemt.

3.---

~~this letter xthe xhead of xthe xpresent xnote xii (2) xiii xto~~

3. The Revenue Deptt. is requested that the above information may please be furnished as early as possible. Id/- 21/4.

Id. K.V.J.
18/4/49.
Dy. Secy., P.W.D.

Very Urgent.

U.O. to R.D. No. 2648/36 dated the 19th April 1949. Id/- 19/4/49.

R.D.
0/34065.

These papers have been referred u.o. to this Deptt. with ref. to the points raised in para. 2 of the P.W.D. note dated 19th April 1949.

2. Point i raised in para.2 of the P.W.D. note, dated 19th April 1949. - when a tempy. officiating subordinate under the administrative control of this Deptt. is brought to the permanent establishment, his previous officiating service is taken into consideration while fixing his initial pay on the time scale on permanent establishment.

3. Point 2 raised in para. 2 of the P.W.D. Note No. cut in pay is effected- the pay of the subordinate is fixed not at the initial stage of the scale when brought on the permanent establishment but is fixed after taking into consideration the subordinate's previous tempy. or and officiating services.

3. Point 3 raised in para. 3 of the P.W.D. Note- If a subordinate, before being brought on to the permanent establishment, has rendered service partly on the tempy. on estabt. and partly in an officiating capacity, his pay on-

on ---

on being made permanent is fixed after taking into consideration both his temporary and officiating services.

4. The papers may be returned to the P.W.D. with this Note.

Id/-
3/5/42.

There are no such executive orders as are in force in the P.W.D. in this Deptt. or in the offices under its control for effecting a certain percentage of cut in the pay of temporary on officiating Govt. servants when they are brought on the permanent establishment.

The pay of such Govt. servants is fixed accordingly to the provisions of the D.C.S.R's governing the cases falling under two scales of pay, as the case may be, viz. the graded scale and the time scale.

So far as this Deptt is concerned the temp. or officiating service, which counts for increament is taken into consideration for fixing the initial scale of a such a Govt. servant when he is brought on the permanent establishment.

Id/- 12/5/42.

U.O.N. to P.W.D. dt. 13/5/42.

P.K.N.

.....

E.B.(II).

1754/42/32434
P.W.D.

Submitted for information.
2. Similar information from other Deptts. may be awaited.

Id/-
16/5/42.

Id/-
17/5/42.

Labour Deptt.

The P.W.D. desires to know whether this Deptt. affects any cut in the case of tempy. subordinate staff before bringing it on to the permament estbt staff and if so the procedure adopted in the matter. P.W.D's attention may be invited to G.R. Labour Deptt. No. 2926/434 dt. the 9/8/48 (addressed to all Deptts of the Secretariat), wherein whether tempy the procedure adopted in making permanent certain staff in the Labour Welfare Deptt. is mentioned.

Id/- 12/5/49.

Id/-
17/5/49.

u.o.r. to P.W.D. dt. 8/5/49.

H.D.(I).

G.R.P.W.D. No. 1712/27, dated the 9/5/32, which is refd. to at "A" on p. 1 ante and is reqd. for the disposal of this reference, is not traceable in this Deptt. The P.W.D. may therefore be requested U.O. so to furnish this Deptt. very x urgently, with a copy of the G.R. in question.

(Through F.D.)
27/4/49.

Id. 26/4/49.

A.S. Id. 27/4

U.O.R. to P.W.D. dated 28/4/49.

H.D.P.W.D. 2648/36/5745
29123.

P.W.D.

E.B.(II).

As a spare copy of the reqd. G.R. is not available, the collection of G.Rs. containing G.R., P. W.D., No. 17/2/27, dated the 9/5/1932, is put up below. The collection may be forwarded to the H.D. xtx along with the case, with the request to return it with the reply.

Id/- 7/5/49. Id.
10/5/49.

U.O.R. to H.D. dated 10/5/49.

H.D.(I).

So far as the H.D. and offices subte. to it are concerned, no percentage cut is applied while fixing the pay of tempy. offg. subtes. when they are xxxx brought on to the permanent estt. neither is any distinction made in fixing the pay of subtes. on tempy. estt. and those on the permanent estt. The subtes. are stated on the initial pay of the post they hold and provided there is no break in their service, the temp. offg. service is allowed to count for increments till such time as they are made permanent. The procedure laid down in the B.C.S.Rs. Manual is followed by this Deptt. and the offices subte. to it.

The points on which the x P.W.D. desires information are of a general nature and the F.D. which has presumably x been addressed in the matter will give a suitable reply that Deptt.

The ---

The Secy P.W.D. may be informed accordingly after U.O.R. to the F.D.

(Through C.A., A B. C.D.E. & and Ex.Br.)

Id. 12/5 Id. 12/5 Id. 13/5 Id. 13/5 Id. 14/5/49. Id. 14/5 -

Id.
12/5/49.

Id. 14/5/ .

U.O. to P.W.D. dated 16/5/49.

(with P.W.D. collection of G.Rs. for May 1932).

E.B.(II). &P.W.D.

This was ~~subsequent~~ intended to be shown to the F.D. that Deptt. may see these papers U.O.R. to now.

Id/-
21/5/49 .

Id.
23/5/49.

U.O.R. to F.D, dated the 24/5/49.

Finance Deptt.

Please see G.R. P.W.D. No. 2 3486/36 dated 19/11/1945. Office recollects that in the proceedings underlying the G.R. extensive noting has taken place, explaining fully the position with regard to 16⅔ cut levied in the P.W.D. when work charged or tempy. posts are made permanent. The P. W.D. may be advised to look up these proceedings.

Id.
24/5/47.

Yes. Yes. Besides there appears to be some confusion in the H.D. noting. The 16⅔ cut is not applied when a person who is temporary in a permanent is made permanent but when an establishment which is temporary is made ~~xxxxxx~~ permanent and holders of such temporary posts are made permanent. The cut is applied on the basis of the well accepted assumption that the pay or pay rule atta-

attached---

attached to temporary posts are inflated.

Id. 24/5

E.B.(II)

Id. 7/5.

U.O.R. to the P.W.D. dated 26/5/49 .

1344/48/35166

E.B.(II). P.W.D .

Await.

Id. 30/5/49.

H.D. may see.

Mo. for information.

Id. 31/5/49.

U.O.R. to F.D. (pages 83/92 ante).

Id. 31/5/49.

M.D.(I).

Seen and returned.

Id. 3/6/49.

Id. 3/6.

U.O.R. to P.W.D. dated 3/6/49 .

E.B.(II). ~~M.D.(I).~~

P.W.D.

Await.

Id.
14/6/49.

Id.
13/6/49.

P.K.M.

Copy of letter No. Est. S -92/S/745, dated the 1st August, 1949, from the Director of Agriculture.

Subject:- Permanency.
Change in pay on__

Reference Government endorsement No. O/22054-A, dated the 27th June, 1949, forwarding copies of U.O.R. No. 2648/36/8167, dated the 19th April, 1949, from the Public Works Department, for remarks which are as under.

A reading of Government Resolution, Public Works Department No. 1712/27, dated the 9th May, 1932, reveals that 16 ~~per~~ per cent ~~cut~~ cut was adopted in the Public Works Department, as the pay scales offered to tempy. staff in that Department were higher than scales sanc - tioned for permanent posts. This not being the case in case of employees of the Agriculture Department, the pay of officiating (tempy) subordinate when brought on permanent establishment is not affected. There is no cut on his ~~his~~ being brought on to permanent establi- shment as in the case of servants in the Public Works Department and they are given the benefit of Proviso II (2) to Bombay Civil Service Rule No. 41. The pay of a subordinate servant who has rendered service partly on temporary establishment and partly in officiating capa- city, on being made permanent is fixed irrespective of the nature of service rendered by him, as the pay offered to temporary staff is not inflated on that account as is generally the case in the Public Works Department.

Copy of letter No. EST/102, dated the 12th August, 1949, from the Director of Animal Husbandry and Veter- inary Science.

P.T.O

Subject:- Fixation of pay of temporary officiating subordinates.

With reference to Government endorsement, No. C/22064-A dated the 27th June, 1949, Agriculture and Rural Development Department I have to state as follows:-

2.(1) There are no different scales for temporary and permanent subordinates but only one scale is given to both (Temporary and permanent). When a subordinate is made permanent he is continued in the same scale.

(2) No cut is effected and when a subordinates is brought on the Permanent Establishment, he draws the same pay.

(3) No benefit of the Proviso II (2) (1) to the Bombay Civil Services Rule 41 is given to the Temporary subordinate when brought on to the ~~x~~ Permanent Establishment.

(4) As those are not ~~fixx~~ different scales for temporary and permanent Establishment, a subordinate when brought on permanent establishment is continued in the same pay which he was drawing while holding a temporary post.

Copy of letter No. E-27, dated the 26th July, 1949, from the Joint Director of Agriculture (engrg.)

Subject:- Procedure followed in respect of tempy. and officiating subordinates when brought on permanent establishment.

Reference:- Government endorsement No. C/22064-A, dated the 27th June 1949 .

There --

There are no posts on Permanent Establishment in any other section except that of the Agriculture Engineer to Government, Bombay Province, Poona, in this organisation. The procedure followed in this section while ~~xx~~ bringing temporary or officiating subordinates on Permanent Establishment is as below.:-

1). Usually, the temporary of officiating sub-ordinates are appointed on the minimum of the scale and when they are brought on permanent establishment, no cut is effected in their pay.

2). Benefit of previso II (2) (i) of the Bombay Civil Service Rule 41 is given to temporary subordinates when brought on permanent establishment.

3). A subordinate who has rendered service partly on temporary establishment and partly in an officiating capacity when brought on permanent establishment is allowed the same rate of pay which he was drawing immediately before being made permanent provided his temporary and officiating service is in the same scale in which he is being made permanent .

(Below copies of the

(1) letter from the Director of Agriculture, No. Est. S-92/S-745, dated the 1st August, 1949,

(2) letter from the ~~xxxxxxxxxxxxxxxxxx~~ Director of Animal Husbandry and Veterinary Science, No. EST/62, dated the 12th August, 1949,

(3) letter from the Joint Director of Agriculture (Engineering), No. E-27, dated the 26 July, (1949) ~~xxxx~~.

No. 0/39269 - A. 19th ---
A. & F. Dept.
B.C. 23rd August 1949.

Forwarded for information to the P.W.D. with refc. to its Memo. No. 2648/3c dated the ---

19th April, 1949.

By order of the Governor of Bombay,

Sd .

Assistant Secy. to the Govt. of Bombay,

Agriculture and Forests Department.

P.K.M.

1334/48/59090

P.W.D.

E.B.(II).

The S.E., E.C., points out the headships the tempy. persons have to undergo in respect of their pay at the time of their promotion to the permanent estabt. after applying 16⅔% cut. In support of his statement he quotes the case of a tempy. clerk in the Sholapur. District, who has put in 10 years service and was getting Rs. 67/- per month. on 1/9/48. His pay, on promotion to the pl. estabt., has been fixed at Rs. 66/4/0 (Rs. 65/- plus Rs. 1/4/0 personal pay to be merged in the next increment). He further states that the above temporary clerk is in no way better than another temporary clerk getting Rs. 58/- per month . on 1/9/48 and having only 3 years service at his credit, as he will also get Rs. 65/- per month on being made permanent. He therefore requests Govt. to remove the 16⅔% cut with retrospective effect from 1/1/47.

2. It may be stated in this con: that the question re: waiving of the 16⅔% cut on promotion of tempy. persons to pt. estabt. is already under consideration in file No.2648/5-IV and the views of other Deptts. are still awaited in the matter. Government decision in the matter may be awaited.

Id/-

10/9/49.

2648/36/53616

P.W.D.

E.B.(II).

Resubmitted with reference to the Sr. Asstt. Secretary's query at p.12 of the C/S.

2. It is presumed that E.and I.D. endt. No. 6400/16762-G, dt. the 23rd May 1949, contains nothing except an endorsement over this Department. U.O.R. No. 2648/36, dated the 19th April 1949. However, in order to get the presumption confirmed, these pps. may be refd. U.O., to the E.and I.D., with a request to supply a copy of the endt. refd. to

Id.
25/8/49.

Id.
26/8/49.

U.O.R. to E. &.and I.D. (pages 95/99 ante) dated 26/8/49.

R

P.W.D. 2648/36/53616.
Id. 26/8/49.

E.B.

The presumption made at 'A' above is correct. However a copy of the Deptt. endt. U.O. 6400/16762-H, to the P.W.D. above with this.

Id. 7/9/49.

I.D.
Pl. return the papers to P.W.D. with a copy of the dept.endt. at p. R 9-slips A-
Id. 12/9/49.

U.O.R. to P.W.D. dated the 13/9/49.

P.K.M.

1334/48/70473.

P.W.D.

E.E.(II).

The question refd. to by the S.E., B.C., is linked up with the general question ref. the removal of 16⅔ cut in the case of tempy subdts. When brought on the permanent. estbt. In this connections a report from the H.& L. C.D. is awaited. Meanwhile the S.E.,B.C., may be informed as per draft put up.

Id .

3/11/1949. Id, 4/11/49 .

1334/48/56108

P.W.D.

E.E.(II).

The papers said to have been returned to this Deptt. were referred to this Deptt. by the H.and L.C.D. on the 17/5/49, with a request to supply a copy of G.R., P.W.D., No.1712/27, dt. the 9/5/32. The pps. were accordingly referred back to the H.and L.C.D. on the 28/5/1949, alongwith with a copy of the G.R. The H.& and L.C.D. furnished certain information on the 23/6/1949, which was found to be incorrect. The papers were, therefore, again referred U.O. to the H.and L.C.D. on the 25/6/49, for supplying the correct information which is awaited.

2. Thesey papers may be shown U.O. to the H.and L.C.D. with the above remarks.

Id. 12/10/49. Id. 13/10/49.

U.O.R. to H. and L.C.D. dated the 13/10/49.

H.& L.C.D.

Submitted with ref. to ~~xxx~~ C.E. dated 28/10/49

2. The ~~x~~ P.W.D. reminder may be returned to that Deptt. with an intimation that the necessary information on its main file No. 2648/36/8167 have been asked from the Heads of the Departments under the administrative control of this Department. The information in question is still awaited and the papers will be returned ~~xxx~~ to that Department with the requisite remarks on receipt of the information from the Heads of the Departments under the administrative control of this Departments.

~~xxx~~ Id. 29/10/49.
~~xx~~
Id. 31/10/49.

U.O.R. to P.W.D. dated 1/11/49.

E.B.(II) P.W.D.

Await.

Id.
10/11/49. Id.
12/11/49.

~~xxxxxxxxxx~~

E.B.(II). 1334/48/73151.

The question ref. the removal of 16⅔ cut in the case of temp. subdts. when brought on the permanent estbt. will be decided on receipt of a report from the H.and L.C.D. If approved, the S.E.,E.C., may be informed as per draft put up.

Id.. Id.
16/11/49. 16/11/49.

P.K.M.

1334/48/1533.

P.W.D.

E.B.(II).

Submitted.

2. The pps referred to by L.S.G. and P.H.D. have not been referred as stated by that Dept. in its note dt. the 20/2/50 .

3. It will be seen from the concluding portion of the L.S.G. and P.H.D. formerly H. and L.G.D. note dated the 30/10/49 on page 42 of the Notes Section of this file, that the information was awaited in that Deptt. These pps may therefore be referred U.O. to that Dept. with a request to furnish the necessary information urgently.

Id.
25/2/50.

Id.
25/2

U.O. to L.S.G. and P.H.D. dated the 27/2/50.

P.S. may be requested to trace the papers. (2648/36/8167) and put them up immediately as they are required for the disposal of this case.

Id/-
27/3/50.

Id/-
27/3/50.

Submitted with reference U.O.N. dated the 26/10/49.

2. The P.W.D. papers may be returned to that Deptt. with an intimation that necessary information is still awaited from S.G. The information will be supplied, on receipt of the communication from S.G.

Id/-
4/4

Id/-
6/4/50.

U.O.R. to P.W.D. dated the 10/4/50 .

1334/48/33567.

P.W.D.

E.B.(II).

Submitted for information.

2. ~~Submitte~~ The H.and L.G.D. requires a copy of G.R., P.W.D., No. 1712/27, dated the 9/5/32. As no spare copy of the G.R. is available, it will be ~~gaxxx~~ got typed and supplied to that Deptt. along with these papers.

Id.
21/5/49.

Id.
23/5/49.

U.O.R. to H. and L.G.D. (with copy of G.R.) dated the 30/5/49.

H.and L.G.D.

Please see the P.W.D. rule at page 1 ante. Presumably the Supdts. referred to are supdts. in the Sectt. If the information is correct, the P.W.D. may be informed that in the Deptt. no distinction is made between temporary and permanent supdts. in the fixation of pay.

Id/-
13/6/49.

Id.-
16/6

Id.
13/6/49.

Returned U.O. to P.W.D. dated 20/6/49.

U.O. to P.W.D. dated the 21/6/49.

1334/48/41054

E.B.(II). P.W.D.

Submitted for information.

2. It seems that the word "subordinate" at ~~a~~ 'A' on p. 1 ante has been misread as "superintendent" by the H.and L.G.D.

That Deptt. may see these pps. U.O. again.

Id. 24/6/49. Id. 25/6/49.

U.O. to H. and L.G.D. dt. 28/6/49. ~~Ex~~M.

Health and Local Govt. Deptt.

Submitted with reference to the office notex dt. 13/6/49. The P.W.D. now explains that it wants information about subordinates and not Superintendents. As explained in the previous note, so far as the estt. of this Deptt. is concerned no cut is made when a person [illegible] brought into the Medical Deptt. of an employee paid from "contingencies" who was brought on to the permanent estt. and in whose case, the F.D. had recommended some cuts in pay.

Hospital [illegible] 16% when he was brought from tempy. to permanent establishment vide 'A' of the S.O.'s letter, No. D. 873/52983-B, dated the 29/3/49.

Id/-
21/7/49.

Id/-
22/7/49.

The pps. may be returned to the P.W.D. with this note.

Better consult all over Hds. and Depts. Being O.C. and/P.C.

Id/-
25/7

P.K.M.

IMMEDIATE
LETTER.

No. S-273/40746/E of 1950.
Bombay 2nd May 1950.

From

THE SURGEON-GENERAL WITH THE GOVT. OF BOMBAY2,
Bombay No. 1;

To

The Secretary to Government,
Local Self Government and Public Health Department,
Bombay,

Subject:- Public Works Department Establishment.
Reduction in the pay of temporary employees brought on to the permanent establishment.

Refference:- Government letter, Health and Local Govt. Deptt. No. P.W.D. 8167/36/8167/C, dated 4th August 1949.
2105

It is stated for the information of Government that so far as the Medical Department is concerned there is no case of temporary employee whose pay was cut @ 16⅔% when he was brought on the permanent establishment, except at the Seassoon Hospitals, Poona-vide letter No. 826, dated 20th/21st Jany. 1950, from the Civil Surgeon, Poona-copy enclosed.

Replies from some of the medical officers are still awaited and a further communication will be addressed to Government on receipt or the same.

They have already been expedited in the matter.

Sd/-
For Surgn:Genl: with the Govt. of Bombay.

I.S.P.& P.H.D.

Submitted with reference to Govt. endorsement H.and L.S.D., No. P.W.D. 8167/36/8167-C dated the 4th August May 1949.
2105,

2. The S.G. has promised a further communication in this matter, he does not however, appear only to await such a communication. The papers may be shown U.O. to P.W.D, with reference to the query made by that Deptt. x on page 1 ante.

Id/- 13/6/52. Id/- 14/6/52.

48/808
1534/48. 49356

R.R.(II). P.W.D.

Submitted.

2. These papers deal with the representation from the clerks in the Presidency Dn. who have been brought to the permanent establishment since 1/4/47, in which they request Govt. that the differential treatment accorded to the clerks in this Deptt. should be done away with. The S.E., B.C. has strongly recommended the request of the clerks and has strongly urged that the clerks in this Deptt. should be placed on par with the clerks in other Deptts. and that their pay on promotion should not be subjected to any cut so long as their pay and increments while on temporary establishment were regulated in the same way as of the corresponding permanent establishment.

The President of the Bombay P.W.D. Subordinate Temporary Establishment Association has also approached the Government with a request, amongst others, to waive the cut of 16 p.c. in the pay on promotion from work charged and temporary establishment to permanent establishment.

3. The question being of a general nature encompassing the whole of work charged and temporary estabt. within its fold, it was decided to consult all the local officers. All the officers have unanimously agreed that the 16 p.c. cut should be removed. They, however, seem to be under the general impression that the cut was introduced on account of the inflated rates of pay offered

to the ---

to the subordinates of this Deptt. This is not so. As was made clear by the P.D., the 16 p.c. cut represents the element of pension in subordinates' pay.

4. This pensionary benefit to a permanent Govt. servant is not a feature peculiar to P.W.D. only. It is equally applicable to other estabts. like Revenue, Forests, L.S.G., Medical etc. From inquiries made in those Deptts. it has been ascertained that no cut is imposed while promoting a temporary Subordinate to permanent estabt. and that the entire continuous service is counted towards pension. Incumbents are granted all the previous increment earned without imposing any cut.

5. The arguments advanced by the P.D. in favour of the imposition of this cut in pay on promotion and refusal to count the services on work charged estabt. towards pension are:-

(i) Since the posts do not carry the benefit of pension, it must be assumed, in theory at least, that the pays attached to them include an element of cost of pension which should be deducted when pensionary benefits are to be made admissible to the incumbents.

(ii) To uphold the assumption regarding the existence of the element of the cost of pension it is stated, Inaccordance with the orders issued in G.O.,P.W.D., No. 7586/27, dated the 24/6/35, when there are payscales prescribed for a specified class of posts on the permanent estabt. The same scale is adopted for the corresponding posts on the temporary and work-charged estabt. In such cases local officers give a higher starting pay within the sanctioned scale i.e., the pay of the individual is inflated but not the payscale .

(iii) ---

(iii) On promotion to pmt. estabt., there will be an improvement of the leave terms admissible to the incumbents. The pays at present (on work-charged and temporary estabt.) drawn by the incumbents of the posts must therefore be considered to include an element on account of the cost of leave charges which again must be eliminated.

(iv) Services on work charged estabt. do not count for pension. The concession of counting it will secure a valuable concession without that staff having made all these yrs. any sacrifice in emoluments at a time when a post is made permanent and pensionable.

6. These arguments could favourably be applied to the practices, nf prevailing in late twenties, of offering the market value while appointing on workcharged on temporary estabt.

7. To appreciate the origination of the implementation of the cut inpay, it may be stated that according to the orders issued in G.R.,P.W.D.,No. 1712/27, dated the 9/5/32, when the temporary men in this Deptt. were brought on permanent estabt. Their pay was reduced by 15 p.c. This reduction rule was formally adopted in 1929, for then B.S.E.S., now S.S.E. and was applied to all temporary men appointed on the permanent establishment in this Deptt. in 1930. Orders issued in G.R. No. 1712/27, dated the 18th August 1929 were primarily intended for application to the pays of temporary subordinates employed in this Deptt. who were granted pays in consonance with their educational qualifications and previous experience. Ordinarily annual increments in pay (for approved service) were not allowed to exceed the normal rates of increments authorised for corresponding permanent estabt.

8. When the question of transfer from temporary to permanent estabt. ---

estabt. arose it was found that the implementation of 16⅔ p.c. cut in pay was the best way to offset the addl. cost by way of the pension and leave salary charges .

The other alternative was to appoint the promoted persons in the corresponding scale of ~~apy~~ pay and permit them to draw a vanishing personal allowance for the excess over the sanctioned scale. But the ~~xxxxxx~~ result of this would be that the persons will not get any promotion for yrs. together and the long wait without promotion would tell severely on the efficiency.

On promotion to permanent estabt. it was proposed to subtract a fraction -1/6/- to represent the pension portion from the pay of the subordinates and allow them to draw increment thereafter. Care was taken to suitably adjust the pay in the sanctioned scales.

9. The stand taken against the grant of vanishing personal allowance and the consequent long wait involved in drawing the first increment would be appreciated ~~xx~~ if only when the considerable number of yrs. put on ~~xxxx~~ work charged and temporary estabts. by the incumbents are known. As a matter of fact, it is a misnomer to call the services work charged. There are number of persons who have put more than 16 yrs. of continuous service on that estabt. This is due to the existence, of the several maintenance jobs on which P.W.D., unlike other provinces, engage person on work charge estabt. Simply because their ~~xxxx~~ salaries have to be a direct charge on the cost of the individual work, but on which the same person could be kept on pmt. estabt. for several years. These are persons who are continuously employed on the same type or kind of

work ----

work though the name of work or estimate or locality may change yet, the training needed is the same.

10. Today, as in the past, higher starting pay is given to attract exceptionally well qualified and experienced persons, but unlike the past, Govt., and not the local officers, scrutinize jealously such grant of a higher initial pay which is mainly based upon previous useful experience for the Deptt. This removes the sting from all arguments advanced against the implementation of 16 p.c. cut in pay on promotion to pmt. estabt.

11. This Deptt. is not the only Deptt. which grants higher starting pay to really deserving persons. All other Deptts. count the entire continuous service on the work charged or the temporary estabt. towards pensions and still do not impose cut in the payscale while promoting such men to permanent estabt. When other conditions of services are similar, in fact identical, this differential treatment requires immediate removal as it has of late been agitating the minds of so many subordinates. The grievant is further more a just one. Thus there no longer exist any reason why this Deptt. should be singled out for imposing a 16% cut in pay on confirmation. This cut requires to be removed immediately.

F.D. may see u.p. on this account. It is not possible to make any estimate of the extra cost involved in the proposal but it will not be much and will restore harmonious treatment as compared with the subordinates of the other Deptt.

12. The question of counting service on work-charged and or tempy. estabt. towards pension is under consideration separately in file No. S 37/42(1). These papers may, there-

therefore---

therefore, be refd. u.o. to the F.D. to concur with this Deptt's proposal to waive the cut in pay on ~~xxxxxxxxx~~ promotion to permanent establishment.

SMD
28/6/50.

14/-
28/6/50.

U.O. to F.D. (with linked ~~con.~~ case file No. S. 37/42(1) I) dt. 29/6/50.

Finance Department 'B'.

The point at issue in these papers relates to the waiving of the 16% cut in pay of persons on work charge or tempy estabts. on promotion to permanent estabt. vide the foregoing P.W.D. note, which gives a brief history-the origin-the reasons for and against etc of the 16% cut, which is self explanatory. The following remarks are offered on the P.W.D. proposal.

It is submitted that the P.W.D. note is not quite clear. The P.W.D. does not seem to have appreciated the difference between the following two categories of posts.

i) Fixation of pay a person, who is confirmed after he has held a tempy. post for some time, and

ii) Fixation of pay of a person when the post he held which was either on work-charged or tempy estabt. is made permanent and that person is made permanent in it.

The 16% ~~taxta~~ cut is imposed in cases falling under the second category. Please see A.S. (F.D.)#'s note dt. 24/5/50 on p.21 ante, wherein this difference was emphasised. The statement that all other departments count the entire continuous service on work-charged or the tempy. estabts. towards pension is simply not correct. The Deptts. which answered the P.W.D. queries considered cases under category

(1) ---

(i) above and not those under (ii) which are relevant. The reasons for imposing the 16⅔ cut have been explained at length in para 5 of the F.D. note of 8/1/43-(vide also para 5 of the foregoing P.W.D. note)- and need not be reproduced here. Nevertheless it seems for the reasons explained below there is some justification for doing away with the 16⅔ cut.

4. In the past persons borne on the xx workcharged estabt. were given pays according to the employment situation and as such they (pays) used to be inflated as compared with the pays allowed to persons employed on regular estabts. There was therefore a clear case for imposing a cut when such estabt.was made permanent. In the case of tempy. estabt. the cut was justified on the ground that though the payscale which was generally the same as that sanctioned for a similar permanent post was not inflated, the actual pay allowed by the local officer was inflated- vide para 8 (i) of the above mentioned F.D. note. It seems from the foregoing P.W.D. note that these reasons no xxx longer hold good. At present the payscales of both work charged and tempy. posts are the same as those sanctioned for similar permanent posts. Further, whenever higher pay is allowed it is done after obtaining Govt. approval. Besides, it is true as stated by the P.W.D. that the granting of higher initial pays is not peculiar to that Deptt. only. It seems, therefore, that it can no longer be xxx held that the remuneration allowed to work charged or tempy. estabts. is inflated and final in itself. It would therefore be unfair to impose any cut as hitherto.

The P.W.D. has not given any indication re. the financial implications of the proposal. It is however, stated that, "it will not be much". It is for orders whether in the absence of this infn. the proposal be agreed to .

Subject to ---

Subject to orders on the above para, the following addl. remarks may be ~~kindly~~ offered, if the proposal is agreed to.

Please see G.I.P.W.D. No. 9564/36, dated 14/12/'48 wherein orders authorising ~~the~~ the grant of higher starting pays to certain classes of estabts. of the P.W.D. other than overseers and Surveyors were withdrawn and the orders authorising the officers of the P.W.D. to grant higher ~~x~~ starting pays to overseers and surveyors were continued, their starting pays being fixed in the revised scale of Rs. 80/5/100/8/140/EB/10/220/E.B./10/270.

i) Rs. 132/- p.m. for engineering graduates during one year of probation, Rs. 132/- p.m. for one year after confirmation and Rs. 140/-p.m. thereafter (on a permanent basis) in the above scale.

ii) Upto Rs. 200/- p.m. for engineering graduates and Rs. 132/-p.m. for diploma holders on the tempy. and work-charged estabts.

The above orders are further continued for a period of one year from 14/12/49-vide G.I.P.W.D.No. 1935/48/E(II) dated 28/12/49-. These orders sanctioning higher starting pays to the above class of employees within prescribed limits were issued with a view to facilitating recruitment to posts a time when recruitment position was tight and the ~~xxx~~ scales of pay were not quite attractive. The payscales have now been revised and the recruitment position as certainly eased on account of various factors. e.g. availability of displaced persons from Pakistan, opening, of new institutions for technical education and training, the present retrenchment policy of Government; and as such, there appear to be little justification

for the ----

for the----

for the continuing the grant of higher starting pay in respect of the category of the posts in question. As, however, the orders regarding the grant of higher starting pays to them (Surveyors and overseers) have been continued upto 28/10/50 and will in all probability, be continued further, this Department may suggest that the orders regarding 16⅔ cut should continue to be operative in respect of this categefy of posts. There does not appear to be sufficient justification for waiving the 16⅔ cut in regard to these posts. The P.W.D. may be informed accordingly.

Id/-
18/8/50.

Id/- Through C.A F.Dr.
18/8/50-

Id/-
19/8/50 .

I. Analogy of other Departments:- It is argued by the P. W.D. that in other departments when a clerk is confirmed, the 16⅔ cut is not applied to his pay. The argumenty is correct bcause there is a radical difference between the two cases. This will be seen clearly by considering that the pay of the clerk on confirmation is fixed under B.C. S.R. 41 and he is not given any thing over and above what is admissible under that rule. In the case of a clerk on the work charged establishment who is absorbed in a permanent post if his pay were fixed under B.C.S.R. 41, he would be enttled to the minimum of the payscale and the grant of pay equal tok his pay less 16⅔ amounts to a concession not admissible under the rules.

When a temporary post is created in an office, it does not form part of a separate establishment. It forms a part of the total establishment and is an addition to the cadre. When the ---

When the post is later made permanent and the person acting in it is confirmed he is confirmed in "the same post" in the sense of the B.C.S.R. So he gets the benefit of his previous service for fixation of pay .

On the other hand when a person is transferred from the workcharged establishment to the permanent establishment he is transferred from one establishment to an altogether distinct one. The former is non-pensionable and the latter is pensionable. Under the rules the person transxx ferred should get the minimum of the scale of the permanent post. The grant of pay higher than the minimum is concession.

II. Is the 16% cut peculiar to the P.W.D. posts and not the principle of cut applies to all posts and not to posts in the P.W.D. only. Thus recently when the posts paid from contingencies under the various departments were made permanent, and revised payscales sanctioned for them, their "present pay" for pay revision were obtained by applying the 16% cut. The cut will be applied in future also whenever a post paid from contingencies is made permanent.

Another example of the application of the principle is the fixation of pay of a person transferred from a mofussil to a city scale, his pay in the city scale is fixed equal to pay in the mofussil xxxxx scale plus 4/5ths of the compensatory allowance. The cut in the allowance is made because formerly it did not count for pension while on merginxx in pay it will do so.

Whenever a non-pensionable post is made pensionable a 16% cut will apply to the incumbent's pay whatever be the department or the post. The cut is therefore not unique to P.W.D. It acquires a prominence in that De-

Department ---

pension have again been referredx U.O. to the F.D. on the 28/9/50. On returned thereof, a reply to both the pointes raised by the representation may be given.

3. In the circumstances, final decision to Government regarding the counting of work-charged and ~~C.R.~~ temporary service may be awaited.

Id/-
10/5

Id/-
7/10/50.

E.B.(II). P.W.D.

This Department file No. 1334/48/ which now contains the papers required has been ~~xxxxxxxx~~ referred U.O. to the F.D. on the 20/6/50. The L.S.G. and P.H.D. may be informed that this file in question will be made available to that Department when it is received back.

Id/-
28/8/50
U.O. to L.S.G. and P.H.D. dated the 29/8/50.

L.S.G.& H.D.

Submitted with reference to office note dated the 8/8/50.

2. In view of the P.W.D. note overleaf, these papers may be kept in await for a fortnight.

Id/-
14/9/50.

Id/-
14/9/50.

L.S.G.& P.H.D.

Submitted with reference to the o.n. dated the 14/9/50.

2. The P.W.D. may be requested U.O. to state whether the file in question has been received back in that Department and if so to make them available to this Department.

Id/-
23/11/50.
U.O.R. to P.W.D. dt 29/11/50.

Id/-
24/11/50.

P.K.M.

E.B.(II).

1334/48/97931.

P.W.Department.

The L.S.G. and P.H.D. may be requested to peruse these papers and returned them at a very early date.

Id/-
7/12/50.

Id/-
7/12/50.

U.O. to L.S.G. and P.H.D.

7/12/50.

L.S.G.& PH.H.D.

These papers may be returned to the P.W.D. with the remarks seen.

Id/-
8/1/51.

Id/-
24/1/51

Id/-
20/1/51

Id/-
24/1/51.

Id/-
25/1

U.O.T. to P.W.D. dt 30/1/51

E.B.(II).

1334/48/82500.

P.W.D.

Shri M. W.B. Jorapur, clerk in the office of the Executive Engineer, Northern El.Division, requests that he may be allowed to count previous officiating service rendered by him on the permanent establishment, towards increments, as per orders issued in the G.R.No. 2648/36, dated the 15/6/44. Shri Jorapur had made a similar request in 1947 and x explicit orders to grant him the benefit of the orders issued in the above mentioned G.R. were issued vide para 2 of G.E. No. 2648/36-E(II), dated the 30/10/48. It is not clear why these orders were not complied with by P.W.D. what further requests Shri Jorapur has to make. In forwarding Shri Jorapur's application the El.Engr. has not started what further relief is reqd. by Shri Jorapur now has

he ----

he given any reasons why Shri Jorapur has not been benefitted by the above mentioned orders. The El. Engrs. may be requested to elucidate this point. The papers may be referred U.O. to that office.

Id/-
31/10/50.

U.O. to E.E. Egr. & Govt. dt. 1/11/50.

A.& F.D. 2425/39/27403/49362.

OFFICE OF THE ACCOUNTANT GENERAL,
Bombay, the 16th May 1950.

No.DA.XIII.S.C./
- 569

To

The Secretary to the Government of Bombay,
Revenue Department, Bombay.

Subject:- Counting of work charged Establishment for service in the temporary estabt.

.....

Reference is invited to your letter No. 2725/D/93, dated the 8/1/1945 and according to which the service rendered by person employed on the work charged establishment when Continuous should be counted for increments in the sanctioned scale for the corresponding permanent establishment without observing any distinction between the temporary and work charged service. It is presumed that the service in the work charged establishment is invariably to be treated as service on temporary establishment for the purpose of increment and that such service will count for increments in the sanctioned scale for the corresponding permanent establishment even though the service in the work charged establishment is not ~~is not~~ immediately followed by service in the corresponding post in the teporary establishment due to reversion to a lower post immediately after service in the work charged establishment.

A case ---

A case has arisen in the office of District Forest Officer Kanara Western. Karwar and Mr. S.B. Naik temporary forester has serviced as follows:-

	Y	M	D	
23/4/'47 to 5/8/47	0	3	14	as Forester on work charged
6/8/47 to 17/10/48				- establishment.
18/10/48 to 3/7/49	0	8	16	Reverted as guard (permanent as forester on temporary establishment.

(2) If the presumption made above is correct, the forester will be due for an increment on 4/7/49 raising his pay to Rs. 49/- in the scale of Rs. 46/3/85.

It may please be stated whether the presumption is correct.

Yours faithfully
Sd/-
ASSTT. ACCOUNTS OFFICER.

R.D.

This may be passed on to A. and F.D. for disposal.

Id/-
24/5/50.

U.O.R. to A. and F.D. dated the 24/5/50.

A. and F.D.

The A.G's leeter may, in the first instance, be shown U.O. to the F.D. for favour of remarks.

Id/-
6/6/50.

(File 2225/39-I may also be sent to F.D.).

Id/-
5/6/50

U.O. to F.D., dated 6th June 1950.

Finance Department-B.

Please see A.G's letter on page 1 ante.

2. From the proceeding underlying G.R.,R.D. No. P.16, dated 31/3/1945, especially this Department note dated 31/10/44 it will be seen that the intention was to treat the cases of work-charged me in the Forest Department on the lines of similar establishment in the P.W.D. It therefore seems necessary to obtain the views of the P.W.D. on the point ---

the point raised by the A.G. That Department may see U.O. A.G.'s letter for favour of remarks in the first instance.

Id/-
16/6

Id/-
16/6

U.O.R. to P.W.D. dated 17/6/1950.

A. and F.D. 2825/39/
41070/49362.

E.B.(II). P. W. D.

Submitted with reference to the F.D. U.O.R. dated the 17/6/1950.

2. The S.E., B.C., may see the papers U.O. for reamrks in the first instance.

Id/- GR.
21/6/50.

Why a reference to S.E. is necy? Have we not issued orders from time to time making work-charged estabt. tepy . or permanent and cannot those orders be helpful in the matter?

Id/- D.N.D.
23/6/50.
S.A.S.

E.B"(II).

The orders referred to by the S.A.Secretary above will not help in this case as they relate to particular staff confirmed from time to time and are not of a general nature.

Id/- GR.
26/6/50.

All right S.E.,B.C.,may see U.O. as proposed.

Id/- D.N.D.
26/6/50.

U.O.to S.E., B.C. (with R.D. 2725/33/I) dated 26/6/50.

.....

Executive Engineer's Office.

Returned with compliments to the Superintending Engineer, Bombay Circle, Bombay. In the case under reference, Shri S.S.Naik is a guard on permanent establishment and appointed as ---

appointed as a Forester on work charged establishment on one occasion and on temporary establishment on another occasion. It will thus be observed that when there was no change of higher post for him on work charged establishment or temporary establishment reverted to his lower post of a guard on permanent establishment. Whenver this guard worked as a forester on work charged or temporary establishment be retained his lien on his post of a guard on permanent establishment under Rule 18B(b) B.C.S.R. Vol. I and his work charged or temporary service in higher post should be counted towards increment in the higher post even though the work charged and temporary services was not continuous as all duty in a post on a time scale counts for increments in that time scale under B.C.S.R. 30(a) particularly when permanent persons while employed on work charged establishment or temporary posts retain all their rights of permananey vide note under para. 92 of Bombay P.W.D. Manual Vol. I and temporary and work charged service when continuous is countable for increments in the time scales sanctioned for corresponding permanent posts without observing any distinction between the temporary and work charged service under para. 2 of Government Memo. No. 2648/38-E, dated the 12/7/1940.

Sd/- M.N.Mewada,
Executive Engineer, Presidency.

U.O.R.No. 9415 of 1950.
Bombay, 4th August 1950.

.....

Returned to the Secretary to Government, Public Works Department, Bombay.

2. A copy of the Executive Engineer, Presidency Division's U.O.R. No. 9415 of 4th August 1950, is enclosed herein, which elucidates the position with regard to the counting

of ----

counting of service rendered on the work-charged establishment towards service on the temporary establishment. The ~~xxxxx~~ Superintending Engineer agrees with the Executive Engineer.

Id/-
Superintending Engineer,
Bombay Circle.

D.A.-
Copy of S.E.'s
letter refd.to.

U.O.R. No. G-65/8468
Bombay, 21st August 1950.

A. & F.D. 2725/39/27403/50022.

E.E.(II). P.W.D.

Submitted with reference to this Department U.O.R. at page 5 ante.

2. The papers may be returned to the A. and F.D. (through the F.D.) with a note of concurrence in the view expressed by the Ex.Engr., Presy.Dn., in his U.O.R. No. 22 9416, dated the 4/8/1950.

Id/- GR
6/9/50.

Id/- B.K.C.
5/9/50.
D.S.

U.O. to F.D. and A. and F.D. (after copies of pp. 1/10) with R.D. file No. 2725/33/I. dt. 11/9/52.

Id/-
11/9/50.

1334/48/100633
E.E.(II). P.W.D.

Submitted with reference to the U.O.R. dated the 1/11/50.

2. The El.Engr. states that the orders issued in G.E. No. 2648/36-E (II), dated the 30/10/47 were complied with and Shri Jorapur was granted revised pay from the 1/1/47. Shri Jorapur, however, requests that he may be allowed the benefit of the orders issued in G.R. No. 2648/36, dated the 18/6/44, with retrospective effect and the arrears of pay from that ---

from that date up to the 31/12/46 may be paid to him. The request has been considered and negatived vide para 7 of the o.n. dated the 23/9/49. In view thereof the draft put up may issue, if approved.

Id/-
4/1/50.

Id/-
4/1/50.51

XXXXXX

1334/48/9746.
P.W.D.

E.B.(II).

Submitted with reference to the U.O.R. dated the 7/12/50.

2. The matter referred to in para 2 under of the O.M. dt. the 3/10/50, is still under consideration in file No. S/37/42(i)-I, which has been refered u.o. on the 30/1/51, its return may be awaited.

Id/-
7/2/51.

Id/-
7/2/51.

Id/-

For further action please see file No. S-37/42(I)/I.

Id/-
8/8/51.

P.K.M.

No.A/4838 of 1949.

Sholapur, 18th May 1949.

To

The Superintending Engineer,

Eastern Circle, Sholapur.

Subject:- Promotion of temporary clerks to permanent establishment.

Reference:- Your letter No. G-43/2658, dated the 18/4/49.

The cases of temporary clerks promoted to permanent posts in this Division, after applying 16% cut to their ~~pay~~ present pay, may please be reconsidered in view of the following points:-

According to the Revision of pay rules of 1948 contained in G.R., F.D. No. 6567/33-I dated 15/1/1948, a qualified clerk on regular temporary or permanent establishment is entitled to get pay not less than Rs. 55/- p.m. on 1/1/1947. Rs. 58/- on 1/1/1948 and Rs. 61/- on 1/1/1949 and so on. The clerks in this Division promoted to permanent establishment from 1/9/1948 are therefore entitled to get pay of Rs. 58/- p.m. on 1/9/1948 with the date of next increment of Rs. 3/- raising their pay from Rs.58/- to 61/- from 1/1/1949 according to the Government orders contained in the above quoted G.R .

The application of 16% cut to present pay on permanency instrucduced by the Government in P.W.D. only since 1932, may bot be enforced in these post war days, taking into consideration the harsh fact that the cost of maintenance, has gone x extremely high due to the inflated prices of each item of livelihood. The clerks made permanent in this Division who have put in more than 10

years---

years service in this Department would be put to serious financial hardship, for no fault of theirs, if their present pays are reduced to the initial pay of Rs. 55/- on 1/9/1948 due to the application of 16% cut. In this connection I may quote here one specific instance of Mr. I.B.Mulla, temporary xikx clerks in this Division made permanent from 1/9/1948, whose details of service, pay etc. are cited a below:-

	Years.	Months.
Total service in the P.W.D. up to the date of permanency i.e. upto. 1/9/1948.	10-	10

Pay on 1/9/48 prior to permanency--- Rs. 67/-

Pay reduced on application of 16% cut to present pay.... Rs.56-4-0

It will be seen from the above that in spite of more than 10 years' continuous service in the P.W.D, at his credit, Mr. Mulla has to suffer a heavy reduction in pay amount to Rs.11/-p.m. (Rs. 67/Rs. 56-4-0) which is a permanent recurring loss to him on permanency and he would in effect, be subjected to miserable plight from the financial point of view. The matter therefore requires your sympathetic reconsideration. The clerks who have been serving in this Department for years xxxx together were not made permanent earlier due to the embargo placed on confirmation by Government since the outbrak of IInd xxxxxx world war and not due to inefficiency etc. on their part.

Government has under its consideration the question of waiving the application of 16% cut on permanency vide Government letter P.W.D. No. 2648/36-E(II) dated the

24/8/48.---

24/8/48. Hence it is requested that 16% cut may not be applied in case of these clerks, till final orders of Government regarding waiving of 16% cut or otherwise are received from Government. If in spite of representation made to Government in this behalf, Government insist on applying 16% cut out to present pay on promotion to permanent, post, these clerks may please be confirmed on Rs. 58/- p.m. from 1/9/1948 with the date of next increment of Rs. 3/ - on 1/1/1949. It is also requested that the cases of these clerks may please be favourably represented to Government for sympathetic consideration and orders of Government in view of the total length of service rendered by them in the P.W.D. It is submitted that the intention of the prescribed scales is not to affect adversely the old clkerks employed prior to 1/1/1947.

Sd/ J.E.Mullan,
Executive Engineer,
Sholapur Division .

.....

True Copy.

Sd/ 1/9/48

Head Clerk
to Superinter
Eastern

No. G.43/5909 of 1949.
Letter. P.W.D., Eastern Circle Office.
Sholapur, 1st Sept. 1949.

To

The Secretary to Government,

Public Works Department, BOMBAY.

Subject:- Fixation of pays of certain temporary persons appointed to permanent establishment.

.....

I have to solicit a reference to Government letter (Public Works Department) No. 2648/36-E(II), dated the 24/8/1948 regarding waiving of the 16⅔% cut on promotion of temporary persons to permanent establishment and to submit herewith a copy of letter No. A/4838 dated the 14th May 1949 from the Executive Engineer, Sholapur Division in which that officer has pointed out the hardships the temporary persons have to undergo in respect of their pay consequent on the application of 16⅔% cut.

2. The concrete case which has given rise to this reference is that of a temporary clerk getting Rs. 67/- P.M. on 1/9/1948 and having more than 10 years' service at his credit, whose pay on appointment to permanent establishment has been fixed at Rs. 56/4-0 i.e. (Rs. 55/- plus Rs. 1-4-0 Personal Pay to be merged in the next increment.) He is in no way better than a temporary clerk getting Rs. 58/- P.M. on 1/9/48 and having only 3 years service at his credit as he will also get Rs. 55 /- P.M. on being made permanent.

3. From this it will be seen that although-there is a different of 7 years between the lengths of service of these two clerks (10/3) still in the matter of pay being made permanent, there is practically no difference as on 1/9/1949. both of them will get Rs. 58/ - P.M.

4.---

4. It is, therefore, requested that very early orders removing the 16⅔ cut and making it applicable with retrospective effect at least from the date from which the revised scales of pay were introduced— viz., 1/1/1947 may be issued to allay the prevailing discontent consequent on the reductionn and disparity in pay.

Accounts:-
2 (1)

sd/-
Superintending Engineer,
Eastern Circle.

Copy with compliments to the Executive Engineer, Sholapur Division with reference to his reference quoted above.

GRU/1.9.
2.
Id. 1/9.

E.B.(II).

2649/36.
8167.
P.W.D.

In accordance with the executive orders issued by this Department in G.R., P.W.D. No. 1712/27, dated the 9/8/32, a 16⅔ cut is effected in the case of a temp. subdt. before he is brought on to the permt. establishment. It has been represented by the subdtes. of this Department that this 16⅔ cut is a feature peculiar to P.W.D. only and in no other Department any cut is effected when a tempy. subdt. is brought on to the permt. establishment.

2. The P. and J. Department is requested to furnish the following information:-

(1) The procedure followed by that Department in fixing the pay of a temporary subdt. under this administrative Control when brought on to the permt. establishment.

(2) Whether any cut (if so the % cut may please be stated) is---

is effected or whether the pay of subdt. is fixed at the initial state of the scale when brought on to the permt. estbt.

(3) Whether the benefit of the proviso II(2) (i) to the B.C.S.R. 41 is given to the tempy. subdt. when brought on to the pemt. estabt.

(4) If a subdt., before being brought on to the pemt. estabt. has rendered service partly on the tempy. estbt. and partly in an offg. capacity, how his pay is fixed on being made pemt.

3. The E. and I. Department is requested that the above information may please be furnished as early as possible.

Id/- Id. K.V.J.) 18/4/49.
Dy.Secy. P.W.D.

U.O. to E.& I.D. No. 2648/36 dated the 19th April 1949.

Below copies of u.o.r. No. 2648/36, dated 19th April 1949. From the P.W.D.

.....

No. 6490/16752-G.
Education and Industries Department.
Bombay Castle, 23rd May 1949.

Forwarded to:-

the Backward Class Officer, Poona,

the Director of Fisheries, Bombay,

the Director of Public Instruction, Poona,

the Director of Industries, Bombay,

the Director, Sir J.J.School of Art, Bombay,

the Joint Director of Technical Education, Bombay,

for favour of urgent remarks.

By order of the Governor of Bombay,
B.R.Jadhav.
Assistant Secy. to the Govt. of Bombay,
Education and Industries Department.

Copy ---

Copy forwarded to the Public Works Department for information with reference to its u.o.r. No. 2648/36, dated 19th April 1949.

Copy of letter No. EB/I/SR-3/44 dated the 18th June 1949 from the Backward Class Officer.

.....

Subject:- Procedure in fixing pay of a temporary post when brought on to the permanent establishment.

Reference:- Government endosement, Education and Industries Department, No. 6400/16752-G of 23/6/49 below copies of U.O.R. No. 2648/46 of 19/4/49 from the Public Works Department.

The scales of pay of temporary and permanent posts in this department are one and the same. The pay of staff in temporary cadre remains the same when they are brought on to the permanent establishment.

.....

Copy of a letter from the Director of Industries, No. 711. Accts. dated the 27th June 1949.

.....

Subject:- Fixation of pay of temporary Government servants when brought on to the permanent establishment.

With reference to Education and Industries Department No. 6400/16752-G, dated the 23/6/49, I have the honour to state as follows on the points raised in noting of the Public Works Department.

1. There are no special orders of Govt., so far as this Department is concerned for the fixation of pay of temporary Government servants, when brought on to the permanent establishment. However, it may be stated that the pay of

the ----

the temporary officiating Government servant is fixed under Rule 41 of B.C.S.R. when brought on to the permanent establishment.

2. No cut is effected when temporary officiating subordinate is brought to the permanent establishment. The pay of the temporary subordinate is fixed at the initial stage.

3. The proviso II(2) (I) to the B.C.S.R. 41 is made applicable to the temporary Government servants.

4. If the scale of pay the post of the temporary establishment carried the same scale of pay as that of the post on permanent establishment, the service on the temporary establishment is counted for the fixation of pay on the incumbent being made permanent.

.. .. ..

Copy of the letter from the Director of Public Instruction No. O.B. dated the 11th July 1949.

.....

Subject:- Procedure followed in this Department regarding the fixation of pay of temporary officiating subordinates when they are brought on to the permanent establishment.

With reference to Government Education and Industries Department, No. 3400/16752-3 dated the 23rd May, 1949, on the subject noted above, I have the honour to say that the maintenance of temporary establishments on a large scale is peculiar to the Public Works Department. There are, however, some posts on a temporary basis. When temporary officiating subordinates are brought on to the permanent establishment in this Department, no cut in pay as in the Public Works Department is applied. They are taken up on the same pay. The pay of temporary posts in this Department

is ----

is generally the minimum of the scales of pay sanctioned by Government and the question of application of any cut to the pay does not arise when the does not arise when the posts are taken up on permanent establishment.

With regard to (3) in paragraph 2 of the Public Works Department U.O.R. the benefit of Proviso II(2) (i) of the B. C.Rs., is given to temporary subordinates when they are brought on to the permanent establishment.

As regards (4) it may be stated that if a Government servant has rendered service partly on the temporary establishment and partly in an officiating capacity, his pay is generally fixed after taking into consideration his entire service unless he has put in service on a fixed pay. Even in the latter cases, temporary service is allowed to be counted for increments in pay with the sanction of Govt.

....2..

Copy of a letter from the Director, Sir J.J.School of Art, No. 12-K/2548 dated the 25th July 1949.

.....

Subject:- Subordinates in the Public Works Department. Application of 16⅔ cut when a tempy. subordinate is brought on to the permanent establishment.

With reference to Government Endorsement, Education and Industries Department, No. 6400/16752-G dated the 23rd May 1949 forwarding a copy of u.o.r. No. 2648/36 dated 19th April 1949, from the Public Works Department, on the subject mentioned above, I have the honour to furnish the information on the points referred to in paragraph 2 of the u.o.r. from Public Works Department, as follows:-

I. When a temporary subordinate is brought on to the permanent establishment in the same ₹ scale, his pay is not

required to----

is required to be fixed as he is entitled to count increments for all the previous service, had the time scale which is in force at the time of appointment been in force from the beginning.

2. 16⅔ cut is effected only in the case of Class IV Servants on the establishment paid from contingencies when brought on to the permanent establishment, as per general orders contained in Government Resolution, Finance Department, No. 1787/33 dated the 1st September 1948.

3. Yes, The benefit of the proviso II(2) (i) to the B.C. S.R. 41 is given to the temporary subordinate when brought on to the permanent establishment.

4. As the temporary as well as officiating service put in by the person in subordinate service before being brought on to the permanent establishment in the same time scale counts for increments, the question of fixing his pay on being made permanent, does not arise.

.....

Copy of a letter from the Joint Director of Technical Education No. Accts/26/1947 dated the 23rd July 1949.

.....

Subject:- Percentage cut in salaries of the Temporary staff in P.W.D. at the time of their confirmation .

References- Govt. endorsement, E.& I.D.No.6400/16752/G dated 23/5/49.

With reference to the subject cited above, I have the honour to state that the temporary posts continuing in this Department, are borne on the similar scales of pay as those attached to the respective permanent posts in Govt. posts in Government service. Accordingly, the holders of such temporary posts when taken up in similar permanent posts and

confirmation----

confirmation are allowed the same pay with their services counting for increment from the dates of their appointment vide rule 41 proviso II(2) of B.C.S. Rules.

.....

Copy of a letter from the Director of Fisheries, Bombay, No. Estt-16/6852 dated the 23rd July 1949.

.....

Subject:- Temporary Establishments.
Fixation of pay of the members of transfer to permanent establishments .

I have the honour to invite reference to Government endorsement, Education and Industries Department No. 6400/16752/G, dated May 23, 1949, and to offer the following remarks on the points raised in Government UOR Public Works Department, No. 2648/35, dated the April 19, 1949:-

(1) There is no special procedure laid down for guidance of this Department for fixation of pay of temporary officiating subordinates when brought on to permanent establishment. B.C.S. Rules and Government's general orders from time to time are followed in this respect.

(2) No cut is effected in the pay of a temporary subordinate when brought on to permanent establishment. His pay is fixed according to provisions of the B.C.S.Rule 41.

(3) Benefit of proviso II(2) (1) to the B.C.S.R.41 is given to the temporary subordinate when brought on to the permanent establishment.

(4) Service in officiating or temporary capacity is counted for fixation of pay provided there is no break in service and the scales attached to such posts are identical.

.....

No. 6400/30947-H.
Education and Industries Deptt,
Bombay Castle, 10th August 1949 .

Forwarded to the Public Works Department for information---

information with reference to its unofficial ~~illegible~~ reference No. 2048/36 dated the 19th April 1949 and in continuation of this Department endorsement No. 6400/1672-G dated the 23rd May 1949.

By order of the Governor of Bombay,

Sd/-
Assistant Secretary to the Government of Bombay,

Education and Industries Department.

P.K.M.

No. A/12341 of 1949 .
Sholapur, 7th Novr.1949.

To

The Superintending Engineer,

Eastern Circle, Kolhapur.

Subject:- Fixation of pays of certain temporary persons appointed to permanent Establishment.

Reference: Your letter No. G-43/6275 dated 22/9/1949.

The recovery of the excess payment made to clerks promoted to permanent Establishment from 1.9.48 is being effected in suitable instalments each month from their pay bills and the recovery has commenced from the pay of October, 1949 paid in November 1949 and will remain in progress in subsequent months till full recovery is effected.

2. The clerks concerned are experiencing serious financial hardships due to heavy reduction in pay due to application of 16% cut on promotion to permanency, especially in these post-war days when the cost of the maintenance has gone extremely high beyond imagination. It is therefore, requested that Government may please be moved to issue very early orders with reference to your letter No. G. 43/5902 dated 1/9/1949 addressed to the Secretary to Government, P.W.D., Bombay andcopy endorsed x to this office.

Turns copy.

Head Clerk
to Supetdg.Engr.
Eastern Circle.

Sd/- J.N.Mullan.
Executive Engineer, Sholapur Dn.

GRU/11/11/1.

Below Executive Engineer, Sholapur Division's letter No. A/12341, dated the 7th November 1949--regarding fixation of pays of certain temporary persons appointed to permanent establishment.

.....

No.G-43.

No.G.43/7956 of 1949.
P.W.D., Eastern Circle
Office,
Kolhapur, 12th Novr.1949.

Copy forwarded with compliments to the Secretary to Government, Public Works Department, Bombay for favour of issuing early orders on this Office No. G. 43/5912 dated the 1st September, 1949.

Sd/-
11/11
Superintending Engineer,
Eastern Circle .

Copy with compliments to the Executive Engineer, Sholapur, Sholapur Division, Sholapur for information.

GRU/11.11.3.

Sd/-

P.K.M.

No. A/1822 of 1950
Sholapur, 4 February 1950.

To

The Superintending Engineer,

Eastern Circle, Kolhapur.

Subject:- Fixation of pays of subordinate appointed to permanent establishment.

Reference:- Government letter P.W.D.No.1334/48/E(II), dated 17/11/49 -addressed to you and copy endorsed to thes office.

It is requested that Government may please be expedited to issue early orders regarding the waiving of 16% cut appli - cable to subordinates promoted to permanent posts. The clerks concerned, whose pays have been heavily reduced due to the application of 16% cut in pay on permanency are finding it extremely difficult to maintain themselves and their family members within the meagre pay and hence early orders of Government may plese be obtained on the above subject.

Sd/- J.N.Mullan.
Executive Engineer,
Sholapur Division.

.....

No.G-43/1826 of 1950.
P.W.D.Eastern Circle Office,
Kolhapur, 6th March 1950.

Copy forwarded with compliments to the Secretary to Government, Public Works Department, Bombay with reference to correspondence ending with Government Public Works Department letter No. 1334/48-E(II), dated the 17th November 1949 for fabwur of issuing early orders in the matter.

Sd/-
Superintending Engineer,
Eastern Circle.

Copy with compliments to the Executive Engineer, Sholapur, Sholapur Division, Sholapur for information with re - ference to his No. A/1222, dated 4th February 1950.

AUS. 2/3/3.
Id/- 2/3

.....

No. P.W.D. 8167/36/8167-C,
2105
Health and Local Govt. Department.
Bombay Castle, 4th August 1949.

To

The Surgeon General with the Government of Bombay.

The Director of Public Health for the Government of Bombay.

The Consulting Surveyor to Government.

The Superintendent, Government Printing and Stationary, Bombay.

Subject:- Public Works Department, Establishment.

reduction in the pay of temporary employees brought on to the Permanent establishment.

Accordingly to the orders issued in Government Reso - lution Public Works Department No. 1712/27, dated 8th May 1928, (copy enclosed) when a temporary subordinate employee is brought on to the permanent establishment, 16% cut is effected in his pay. Please state whether similar cuts have been imposed in the case of any employee in your Department.

Sd/- 3/8/49.

Assistant Secretary to Government of Bombay,

Health and Local Government Department.

Id/-
2/8/49.

Printing & Stationary Deptt.
No.A.M.2396 of 1949/50.
Bombay: 23rd Sept. 1949.

To

The Secretary to Government,
Health and Local Government Department,
Secretariat, BOMBAY.

Subject:- Public Works Department Establishment-reduction in the pay of temporary employees brought on to the permanent establishment.

Reference: Govt. Letter, H.& L.G.Deptt.,
No.P.W.D. 8167/36/8167-C
2195.

..... Sir, ---

	Tempy. Pay.	Pay when brought on Permt: Estt.	Percentage of cut.
	Rs.	Rs.	
1. Mr. H. R. Purandare, Surveyor.	130	120	more than 7%
2. " S. S. Pansare, Surveyor.	140	130	" 7%
3. " SD. S. Bhogle, Clerk.	95	85	% 20%
4. " M. T. Desai, Clerk.	95	75	" 20%
5. " R. R. Renavikar, Clerk.	95	70	" 26%
6. " V. V. Sheogankar, Clerk.	88	70	" 17%
7. " M. M. Mehta, Tracer.	75	70	" 7%

Yours faithfully.

Sd/-

Consulting Surveyor to Govt.

L.G.D.

This may await in return to main pps. which h have been refd. with P.W.D.

Id.
15/11/49.

Id.
17/11/49.

P.K.M.

Sir,

The report on the subject referred to above is nil in this Department.

Yours faithfully

Sd/-
Superintendent,

Govt. Printing & Stationery, Bombay.

Id. 7/10

Id. 4/10.

P.W.D.

This may be transferred U.O. to the H. and L.G.D. as it pertains to that Department.

Id. 29/9/49. Id. 29/9/49.

U.O.R. to H. and L.G.D. dated 30Sept. 1949.

TOWN PLANNING AND VALUATION DEPARTMENT.

No.Mis.82.C. Central Offices, Poona, 29th October 1949.

To

The Secretary to Government,
Health and Local Govt. Department,
BOMBAY.

Sir,

Public Works Department Edbt Reduction in the pay of employees brought on to the permanent establishment.

With reference to Government Memo. No.P.W.D.8167/36/8167/2106/C dated the 4th August 1949, I have the honour to state that cuts in pays were effected in the case of the following temporary subordinate employees when brought on to the permanent Establishment:-

1. Mr. --

No.C-13-27362/kA19 of 1949.

PUBLIC HEALTH DEPARTMENT.
Office of the Director of Public Health.

2112
2116

Poona, 22nd Dec. 1949.

From

THE DIRECTOR OF PUBLIC HEALTH
FOR THE GOVERNMENT OF BOMBAY, POONA.

To

The Secretary to Government,

Health and Local Government Department,
Bombay No.1.

Sub: Public Works Department Establishment,
reduction in the pay of tempy. employees
brought on to the permanent establishment.

Rece.in Q.B.
Id. on 28/12.

Sd/
28/12

Reference Government Endorsement, Health and Local Government Department, No. P.W.D. 8167/36/40781/C, dated 27th September 1949.

2. The ~~apy~~ pay scales sanctioned for the temporary as well as permanent men in the Department being same except in the case of temporary Epidemic Medical Officers, the question of cut in the pay does not arise. As regards the temporary Epidemic Medical Officers who were getting higher pay than the one revised now both for permanent and temporary Epidemic Medical Officers, Government has ordered that the pay of the temporary Epidemic Medial Officers should be refixed in the revised scale at the stage they would have reached had they rendered entire service as permanent Epidemic Medical Officers and the excess of pay actually drawn over the pay so refixed should be granted as personal pay to be absorbed in future increments, if any, vide accompaniment to Government Resolution, Health and Local Government Department, No. 5670/33, dated 30/7/1949.

Sd/-
For Director, Public Health.

H.& I.G.D.

The S.G's report may be awaited. These papers may be passed on to E.Br. for further disposal.

Id. 28/1/50.

No.pl. The case should be dealt in Q.

Id.
2/2/50 .

Below copy of letter No. 826, dated 20th/21st Jany . 1950, from the Civil Surgeon, Poona, to the Surgeon General Bombay.

.....

Subject:- Public Works Department Establishment Reduction in the pay or temporary employees brought on the permanent establishment.

Reference your Memo.No.S-273/40746/E, dated the 23rd December 1949.

With reference to your Memo. quoted above I have to state that a 16% cut is arrected in the case of the carpenter at these hospitals. The following are the particulars of the same:-

Name of the present incumbent-Ramu Hari.

Designation--Carpenter.

While in Temporary Service the carpenter was drawing a pay of Rs. 50/-(fixed) as per Government Resolution, Finance Department, No. 6567/33, dated 3rd Feby. 1948.

The revised scale of Rs. 36/1/50 was sanctioned to this post when it was brought on the permanent establishment and his pay in this scale with a cut of 16% was fixed at Rs. 43/- as per statement "B" accompanying Government Resolution, Finance Department, No. 1787/33, dated 1st Septr. 1948.

On ---

On representation made by this office his scale of pay was revised again and a scale of 45/1/50/2/270 was sanctioned by Government vide Government letter, Health and Local Government Department, No. 5670/33-B, dated 29th June 1949 addressed to you. His pay in the revised scale was fixed at Rs.45/- with effect from 1st April 1948.

.....

No. S-273/40746/E of 1950.
Bombay, 9th June 1950.

Letter.

From

THE SURGEON-GENERAL WITH THE GOVT. OF BOMBAY,
Bombay No.1.

To

The Secretary to Government,
Local Self Government and Public Health Deptt.
Bombay.

Subject:- P.W.D.Establishment
Reduction in the pay of tempy. employees brought on to the permanent establish - ment .

Ref:- Para 2 of this office letter No. S-273/40746/E, dated 2nd May 1950.

From the information, received from the remaining medical officers, it is stated that there is no case of temporary employee whose pay was cut @ 16⅔ when he was brought on the permanent establishment, in this Department.

Sd/-
for Surgn. Genl.with the Govt. of Bombay,

L.A.S.G.& P.H.D.

The P.W.D. papers bearing No. 8167/36-19681 were return to that Deptt. on 16/6/1950. That Deptt. may be requested U.O. to show the papers to this Deptt.

Id.
8/8
Id.
11/6/50.

Id. 12/6/50.

U.O.R. to P.W.D. dt. 16/6/50.

Bombay 20th Septr.1950.

To

The Secretary to Government,
Public Works Department,
Bombay.

Sir,

I the undersigned Shri M.B.Jorapur, Clerk in the office of the Executive Engineer, Northern Elec. Dn.,beg to submit the following representation for your kind and sympathetic consideration.

2/- I was firsr appointed as an officiating clerk in the office of the Executive Engineer, Electrical Division, P.W.D. Bombay on 25th August 1938 on Rs. 50/- in the scale of Rs. 50-5/2-90-5-140. I continued to officiate in a permanent vacancy till 31st October 1939 when I was brought on to the temporary establishment in the same scale of pay. The temporary establishment was made permanent in 1939. In accordance with the conditions laid down by Govt. in their P.W.D. Resolution No. 586/37-E dated the 19th April 1939 my pay which was then Rs. 65/- was reduced by 16⅔ and fixed at Rs. 54/10/0 (Rs.50/- plus Rs. 4/10/0 personal pay to be merged inf future increments). This resulted in a loss of an increment and postponing the date of my next increment from 26th August 1940 to 1st April 1942. The next increment I m earned was annas six only in April 1941. Thereafter I earned two biennial increments of Rs. 5/- each in 1943 and 1945 respectively. My pay on 1/1/1947 was therefore Rs . 65/- p.m. after putting in a long service of more than 14 years.

3/- I may here point out that Government in their P.W.D. Resolution No. 2648/36 dated 15th June 1944 had ordered that a temporary person on appointment to a permanent establishment---

establishment should be allowed to count towards increment previous officiating service on the permanent establishment. I had rendered officiating service on the permanent establishment for a period of 3 years, 2 months and 6 days i.e. from 26th August 1932 to 31st October 1935. While fixing my pay in 1939 when I was brought on to the permanent establishment no consideration was given to the fact that I had rendered an officiating service of over 3 years and I was treated he having been on the temporary establishment throughout with the result that my pay viz. Rs. 54/10/ fixed in 1939 was less than the officiating pay viz. Rs. 55/- which I was drawing on 31st October 1935 i.e. the date prior to my being transferred to the temporary establishment. I therefore represented to Govt. in March 1947 that the increments due to me on account of my past officiating service should be granted and the date of increment also regulated according to the above orders. Govt. in their endorsement on their letter No.P.W.D. 2048/36-E(II) dated 30/10/1947 were pleased to allow me the benefits of the orders issued in the G.R. of 1944 referred to above and ordered that my pay etc. should be refixed accordingly. My pay viz. Rs. 54/10/0 which was fixed on 1/4/1939 was accordingly refixed at Rs. 55/- and the dt. of increment also changed from 1st of April 1941 to 25th January 1940.

4/- My pay in the prescribed scale of pay viz. Rs. 75/5/140/6/200 was fixed on 1/1/47 on the basis of the pay refixed as per the foregoing paragraph. I am drawing the revised pay so refixed from 1/1/1948. only.

5/- The benefit of the refixation of my pay as stated in para 3 above was not extended to me from the date of the original G.R. viz. G.R.P.W.D.No.2648/36 dated 15/6/44 but the pay ---

the pay that would have been admissible according so these orders was only worked out for the purpose of fixation of pay in the prescribed scale, viz. 75/5/140/6/200. The benefit of the aforesaid orders so very kindly allowed by Government to be applied to my case have thus been denied to me. If this benefit would have been allowed to me frim 15th June 1944 according to the above orders I would have drawn my pay at the rate of Rs. 70/- p.m. from 15/6/44 against the rate of Rs. 60/-/actually drawn by me. I have therefore to submit here that I was entitled to receive revised pay from 15/6/1944 i.e. the date of the G.R. ordering the grant of increment on account of past officiating service and the difference between the officiating pay which was fixed without considering my officiating service and that refixed pay (fixed after taking into consideration the past officiating service) from 15/6/44 to 31/12/1946 is therefore due to me. The amount actually drawn by me during this ~~th~~ period and that I would have drawn according to the refixed pay is roughly as under:-

PERIOD	AMOUNT ACTUALLY DRAWN	AMOUNT OF PAY WOULD HAVE BEEN DRAWN	DIFFERENCES
	Rs.	Rs.	Rs.
15/6/1944 to 31/12/1946.	1920/-	2190/-	270/-

6/- I have therefore to request that Govt. may be pleased to issue orders for payment of the Amount of the above difference due ~~xx~~ to me as early as possible.

7/- I may mention here that at the time of fixation of pay on 1/1/47 in the prescribed scale of Rs. 75/5/140/6/200 the date of my next increment was erroneously fixed as 24th January 1947 instead of 1st January 1948. This was pointed out by the Audit Party from the Accountant General, Bombay. The ---

The date of my increment was therefore taken back by about one year. On account of this change recovery on a account of the excess payment made is to be made from me. I have therefore to request that orders for the paymentof arrears of pay as stated in para 4 above may please be issued as early as possible so that the arrears may be adjusted to - wards the recovery of the excess payment made to me in the prescribed scale due to the erroneous fixation of the date of increment.

Yours faithfully,

Sd/-

RESPECTFULLY SUBMITTED THROUGH:-

The Executive Engineer, Northern Elec. Dn.,P.W.D. Bombay,

The Electrical and Engineer to Govt., P.W.D. Bombay.

Below application dated 20/9/1950 from Shri M.B.Jorapur, clerk in thos office addressed to the Secy. to Govt. P.W.D. Bombay.

Re:- Fixation of pay in the existing scale.

.....

No.7741 of 1950/51. P.W.D.Offices Churchgate St. Bombay, 26th Sept. 1950.

Forwarded with compliments to the Electrical Engineer to gx P.W.D. Bombay for information and favour of further disposal.

The facts stated by Shri Jorapur in his application are true and deserve sympathetic consideration. The orders issued by Govt. in their P.W.D. End No. 2048/30-E(II) dated 30/10/1947. entitled Shri Jorapur to the concessions allowed by Govt. im G.R. P.W.D. No. 2648/30 dated 15/6/1944 but no material benefit was derived by him as he did not get arrears of pay from the date of the aforesaid G.R. even though---

though for all intends and purposes his pay was refixed after taking into consideration his prior officiating service, on 1/4/39. The pay as fixed in the existing scale due to the iddue of orders contained in Govt. P.W.D. End. No. 2048/36 - E(II) dated 30/10/1947 was however taken as present pay on 1/1/47 for fixing his pay in the prescribed scale of Rs. 75/5/140/6/200 on that date .

The fact that his increment was biennial in the existing scale was lost sight of and this error was detected by the Audit Party from the Accountant General's Office. The result of this detection has led to the recovery of some amount from Shri Jorapur. This amount of recovery can be adjusted against the arrears due to him if Govt. are pleased to allow him the benefit of orders issued in G.R.P.W.D.No1. 2648/36 dated 15/6/44 from the date of that G.R.as stated by Shri Jorapur.

His application may, therefore, please be favourably considered and recommended to Govt. for issuing necessary orders as early as possible.

Sd/-
Executive Engineer,
Northern Elec.Dn.

No.643/8750 dt.6/10/50.

Passed on with compliments to the Secretary to Government, Public Works Department, Bombay for favourable consideration.

Sd/-
Electrical Engineer to Government,
Public Works Department,Bombay.

Sd-

P.K.M.

Letter.

To

The Accountant General,

Bombay.

No. 2425/33/J. Bombay, 27th October, 1950.

Reference your No. DA XIII.S.C. 569, dated the 16th May, 1950.

Your presumption that service in the work-charged establishment can be treated as service on temporary establishment for the purpose of increment and that such service will count for increment in the sanctioned scale for the corresponding permanent establishment even though the service in the work-charged establishment is not immediately followed by service in the corresponding post in the temporary establishment due to reversion to a lower post & immediately service in the x work-charged establishment, is correct. The case of Shri S.S.Naik, temporary forester should be disposed of accordingly.

By order of the Governor of Bombay,

Sd/-

For Additional Under Secretary to the Government of Bombay,

Agriculture and Forests Department.

Copies to:-

the Public Works Department,

the Finance Department,

for information.

Below U.O.R. No. 1334/48/88600 dated 1/11/1950 from Government in the Public Works Department.

.....

No.G.43/11379 of 1950.
Bombay, 11th Dec.1050.

Returned with compliments.

The orders issued in para 2 of Government Endorsement, Public Works Department, No. 2648/36/E(II) dated 30/10/1947 were complied with and his pay has accordingly been worked out for the purposes of refixation of his pay in the revised pay scale sanctioned from 1/1/1947. Government has, however, not made it clear in its orders referred to above whether he is entitled to arrears of pay from the date of the original Government Resolution i.e. 15/6/1944 and hence the present reference has been made. In this connection, please refer to para 5 of the representation of Shri M.B. Jorapur, Clerk on page 65 ante.

Sd/-
Electrical Engineer to Government.

Letter. 1334/48/100633.

P.W.D.
B.C. (Bombay No.1).
5th Jan. 1951.

No.1334/48/E(II).

To
The El.Engr. to Govt.

Subject: Fixation of pay of Shri M.B.Jorapur, Clerk.

Reference: Correspondence resting with your endt. No.G. 43/11379,dt. the 11/12/50 .

2. Shri M.B. Jorapur's request cannot be acceded to. He should pl. be informed accordingly

Id. 2/1/51

By order of the G.of B.
Dy.Secy.

Id. 4/1/51.

14.6.56